

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ABINGDON CALENDAR - NOVEMBER 9, 2005

(The Honorable William F. Stone, Jr. Presiding)

(Start: _____ Recess: _____ ♦Resume: _____ Stop: _____ ♦Trials: _____ Proceedings _____)

Attys: Debtors: Case Nos.: Trustees:

9:00 A. M. - TELECONFERENCE IN CHAMBERS

Hastings	FIVE FORTY PARK CORPORATION AP 03-00203: Turnover assets of the estate Debtor vs Pepsi (Copeland), George Hunnicutt, Joe Hunnicutt & FNB Southeast (Maxwell) Status Conference; Participants: Callahan, Maxwell and Copeland	03-04746	DIP/JJ
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Callahan to initiate

10:00 A. M. - MISCELLANEOUS

Copeland	FABRICATION & DESIGN INC Application of Va. Employment Commission (Wm. Gray) for administrative expenses & payment filed 7/1; # 72	04-74602	Wick/JM
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Copeland	TERESA REYNOLDS UST Motion to Extend Issuance of Discharge filed 10/13 #7 (Guzinski)	05-72695	Wick/NS
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Gifford	JAMES & LAURA ALBERT Motion of U. S. Trustee to dismiss case for Substantial Abuse filed 7/8; # 15 (Guzinski) <i>cont from 9/7</i> <u>Response</u> filed 8/19 #16, <i>cont from 9/7</i> <i>11/7 - Guzinski contacted chambers. A Motion and proposed agreed order to be tendered to extend the discovery period and continue P/T to 12/21 @10:00 AM</i>	05-70838	Wick/AF
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Jessee	JOSEPH AND BRENDA VARNEY Motion for Relief filed 10/4, #10 by Mortgage Lenders Network (Hildebeidel) <i>Default order entered 10/24 #18 grants relief</i>	05-73276	Wick/LM
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Copeland	MARIANO ROMANO U.S. Trustee Motion to Extend Debtor's Discharge and time for filing motion to dismiss filed 10/6, #9	05-72556	Callahan/SJ
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11/9/05 ABG

10:00 A. M. - MISCELLANEOUS

Slavin	HAROLD AND CARMEN DOUGLAS	05-73786	Callahan/GR
	Motion for Relief filed 10/11 #7,9 by Wells Fargo Home Mortgage, Inc. (Sasser)		
Slavin	JAMES KENNETH ATWOOD	03-02874	Callahan/LM
	Trustee Application for Compensation filed 10/6, #34, 35, 38 (<i>absent timely objections order becomes self-executing</i>)		
Harman	QUINTO AND BRENDA FALGIANI	05-72313	Vogel/SO
	UST Second Motion to Extend Issuance of Discharge filed 10/7 #12 (Guzinski) <i>Order granting motion entered 11/3 #13</i>		
Harman	CHARLES AND TINA PRIDEMORE	05-74000	Wick/JM
	Motion for Relief filed 10/17 #6,11 by Systems & Services Technologies, Inc. (Neyhart)		
Snodgrass	MARLENE WIELAND	03-03905	Callahan/JM
	Application for Compensation/Expenses for Trustee filed 9/30 #56,57,58,59 (<i>absent objections 5 days before hearing order becoming self-executing and hearing cancelled</i>)		
Farthing	JODY HASH	05-74022	Wick/S
	Motion for Relief from Stay filed 10/14 #6, 9 by First Citizens Bank (Zimm)		
Hutchinson	GARY JACKSON	05-73163	Jessee/SL
	Motion for Relief filed 10/7 #6, 9,10 by Ingersol Rand Financial Services (Huebschman) <i>11/4 Order terminating the Stay was tendered to CM orders</i>		

11/9/05 ABG

10:00 A. M. - MISCELLANEOUS

Lamie RANDAL AND JUDY CURREY 05-72152 Callahan/SJ
Motion for Relief filed 10/11 #10, 11, 13 by Washington Mutual Bank (Wood)
Answer filed 10/18, #15

Lamie	MICHAEL AND MARY RILEY	05-72687	Connelly/GR
	UST Motion to Extend Issuance of Discharge <i>to 12/31/05</i> filed 10/14 #8 (Guzinski)		
	UST Motion for Rule 2004 Examination filed 10/14 #9 (Guzinski)		

Gifford JOSEPH AND JENNIFER MATHEWS 05-713658 Callahan/SJ
Motion for Relief filed 10/11 #7,9, 10 by General Motors Acceptance Corp
(Eason)
Answer filed 10/24, #12

McDaniel JESSE WOODY, JR. 05-73694 Callahan/NS
Motion for Relief filed 10/13 #7,10 by Chase Home Finance LLC (Stewart)
Default order of 11/3 #13 grants Motion

Kendrick KENNETH AND TRACY MCCULLEY 05-73673 Callahan/LM
Motion for Relief filed 10/17, #8, 11 by Chase Home Finance LLC (Stewart)
Default Order entered 10/31 #12 grants relief

11/9/05 ABG

10:00 A. M. - MISCELLANEOUS

Jessee GENERAL CREATIONS INC. 03-01782 Callahan/GR
AP 05-07098: Recover Money/Property
Wm E Callahan Jr Trustee (Farthing) v. State of Franklin Leasing Corp ()
Motion to Approve Compromise and Settlement filed 10/14, #10 (Farthing)

AP 05-07099: Recover Money/Property
Wm E Callahan Jr Trustee (Farthing) v. Knobbe Martens Olson & Bear, LLP ()
Motion to Approve Compromise and Settlement filed 10/14, #10 (Farthing)

AP 05-07100: Recover Money/Property
Wm E Callahan Jr Trustee (Farthing) v. Johnson & Associates(Maxwell)
Motion to Approve Compromise and Settlement filed 10/14, #12 (Farthing)

AP 05-07104: Recover Money/Property
Wm E Callahan Jr Trustee (Farthing) v. GE Global Exchange Services ()
Motion to Approve Compromise and Settlement filed 10/14, #11 (Farthing)

11:00 A. M. - MISCELLANEOUS

Copeland WILLIAM AND LINDA RAMBO 05-71130 Jessee/AF
Trustee Motion to Sell Free and Clear of Liens *with motion to shorten time* filed
9/13 #16, *cont from 9/21*

Copeland BEAR RIDGE MINING, INC. 00-00708 DIP/SO
Motion for Final Decree filed 8/31 #275, *cont from 10/5*
OBJ: UST filed 9/30 #278 (Garber)

11/9/05 ABG

11:00 A. M. - MISCELLANEOUS

Copeland HARMAN MINING 98-1988 (BSG case) DIP/GR
AP 05-07366: 456 Declaratory Judgment (*1st PT conference set 12/6 @2PM*)
Kenneth Pennepacker (Shelley) vs Debtor, Larry Akers ()
Southeast Recovery, Inc.() & Norfolk Southern Railroad ()

Joint Motion for Order Extending the Stay to Certain Persons and Staying
Certain Litigation filed 10/28 #8 and Motion to Shorten
Notice Requirement 9,10 (Shelly and Copeland)

Response to and Objection to Joint Motion to Shorten Time #15 by Norfolk
Southern Railroad Co (Esposito)
Response to and Objection to Joint Motion for Order Extending the Automatic
Stay to Certain Persons and Staying Certain Litigation and request the
Adversary Proceeding be dismissed with prejudice #16 (Esposito)

1:00 P. M. - CONFIRMATIONS

Hutchinson RITA HURD 05-73425 Widener/S
Plan filed 9/7 #3,5

Hutchinson DANNY AND LOUETTA CANTER 03-02209 Widener/SO
Amended Plan filed 9/17 #46, 47 (*post confirmation*)
Ord of 9/27 #50 Dismisses case on debtor's motion

Gifford JAMES AND KIMBERLY DILLOW 05-71580 Widener/GR
Amended Plan filed 9/16, #34, 35

Gifford CARTER THOMAS 05-72653 Widener/SJ
Plan filed 7/11 #4,5 & 1st amended plan filed 9/14 #17 *with cert of service, cont*

from 10/19

OBJ: Green Tree Servicing LLC filed 8/5 #12 (Bierman), *cont from 10/19*

11/9/05 ABG

1:00 P. M. - CONFIRMATIONS

Black	SELDON FRENCH	05-72626	Widener/SJ
	1 st Amended Plan filed 9/16 #27,28,29, and 2nd Amended Plan filed 9/28, #32 (with cert of service)		
	OBJ: IRS/USA filed 10/6, #34 (Eckert)		
	Trustee Report and Show Cause filed 8/26 #24 <i>cont from 10/19</i>		
	Debtor Objection to Claim of IRS filed 8/16 #17,18, <i>cont from 10/19</i>		
	<u>Response</u> filed 9/15 #25 (Genis)		
	<i>Black contacted chambers 11/3; advised a motion and agreed order to be filed before 11/9 to continue confirmation to 12/21; a modified plan to be filed and an order to be tendered to resolve the objection to the IRS claim. Mr Black will not be appearing on 11/9.</i>		
	Motion for Relief filed 10/10, #38 by Americredit Financial Services (Epps)		
	Consent order granting relief entered on 10/13 #43 and amended on 10/14 #47		
Largen	PERRY & DEBORAH MARTIN	05-72242	Widener/JJ
	Plan filed 6/7; # 4, 6, <i>cont from 9/21</i>		
	Valuation: Suntrust Bank (2002 Harley Davidson) filed 10/6, #10, 11		
Carmody	WILLIAM & FLORIDA LOONEY	05-72521	Widener/S
	Plan filed 8/1 #15 with cert of serv #17, <i>cont from 9/21</i>		
	OBJ: Ford Motor Credit filed 9/8 #33 (Eason), <i>cont from 9/21</i>		
	OBJ: IRS/USA filed 9/12 #37 (Eckert), <i>cont from 9/21</i>		
	OBJ: First Community Bank filed 9/1 #27 (Kieffer) <i>cont from 9/21,</i>		
	OBJ: Va Taxation filed 9/9 #35, <i>cont from 9/21</i>		
	Trustee Report and Show cause filed 8/26 #19, <i>cont from 9/21</i>		
	Ord entered 10/19 #54 Dismisses case (see also relief motions page #7)		
Gifford	ROBERT & SHIRLEY EANES	05-72720	Widener/S
	Amended Plan filed 9/23 #11		
	OBJ: Systems & Services Technologies, Inc. filed 9/28 #14 (T. Neyhart)		

cont from 10/19
Amended OBJ filed 9/30, #16

Valuation: SST, Inc. filed 9/29, #15

11/9/05 ABG

1:00 P. M. - CONFIRMATIONS

Timoney WAYNE & JILL HORTON 05-71601 Widener/LM
Amended Plan filed 8/24 #21, 22, *cont from 10/5*
OBJ: USA/IRS filed 8/2 #17 (Eckert), *cont from 10/5*
OBJ: USA/IRS filed 9/9 #23 (Eckert), *cont from 10/5*
Brief (*Memorandum of Law*) filed 10/18, #27 by IRS (Eckert)

Brief (*Letter Memorandum*) filed 10/24 #28 (Timoney)

Trustee Report and Show Cause filed 8/11 #18

Amended Plan #2 filed 11/2 #29,30 schedules conf 12/21 @1:00PM

Farthing REBECCA BEASLEY 05-72373 LM
Plan filed 6/16 #4,7, *cont from 9/21*
Trustee Report and Show Cause filed 8/25 #17, *cont from 9/21*
See also Objection to Claim #1 at 1:30 PM below

1:00 - MISCELLANEOUS

Carmody ROY SYKES, JR. 04-02255 Widener/SJ
Motion for Relief filed 9/9 #33,35 by USA/IRS (Eckert), *cont from 10/5*
Answer filed 10/6 #40

Pro se ERNEST AND JOYCE WHITE (*dismissed 9/19*) 05-73139 Widener/AF
Debtor motion to Reinstate case filed 9/17 #25,28 (*with proposed order #29*)
OBJ: filed 10/14 #30 by Trustee

(Note: \$170.00 filing fees have not been paid as of 10/31)

1:30 - MISCELLANEOUS

Farthing REBECCA BEASLEY 05-72373 Widener/LM
Debtor Objection to Claim #1 of Check 1st filed 9/7 #18
See also confirmation of plan above at 1:00PM

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1:30 - MISCELLANEOUS

Farthing GREGORY AND PAMELA MCGUIRE 05-72231 Widener/AF
Motion for Relief filed 10/10 #22, 24 by Vanderbilt Mortgage and Finance
(Maxwell)
Answer filed 10/14, #25

Lamie WALTER AND REBECCA SPRINKLE (*chap 12*) 04-01592 Widener/NS
Motion to Reconsider (# 135) and to Alter Judgment filed 10/7, #137 by
Creditor Bobby C. Gray (Lyle)

Lamie RONALD AND BARBARA OSBORNE 05-73353 Widener/SJ
Motion for Relief filed 10/10 #9, 11 by American General Financial Services,
Inc. (Hutton)
Answer filed 10/18, #13, 14

Lamie JERRY AND CLARITA WARREN 02-02141 Widener/JJ
Motion for Relief filed 10/18, #36, 37 by Midfirst Bank (Zimm)
Answer filed 10/24 #40 (Lamie)

Proctor	DANIEL AND PEGGY BROBST	03-03409	Widener/SO
	Motion for Relief filed 10/13, #36, 37 by Wachovia Bank (Zimm)		
	<i>Ord approved to grant relief - 11/7</i>		

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2:00 P. M - MISCELLANEOUS

Carmody	WILLIAM & FLORIDA LOONEY	05-72521	Widener/S
	Motion for Relief and Co Debtor filed 9/1 #26, 28 by First Community Bank (Kieffer) <i>cont from 9/21 and 10/5</i>		
	<u>Answer</u> filed 9/14 #38		

Motion to Dismiss Case filed 9/1 #25 by First Community Bank (Kieffer)
cont from 9/21 and 10/5
Ord of 10/19 #54 Dismisses Case (see also conf page #5)

Carmody	MAURICE & GENEVA WALTERS	02-265	Widener/SL
	Trustee Motion to Dismiss or Convert filed 3/31; # 120, 130		
	<i>contd from 5/4, 7/20 & 9/7</i>		

Farthing	BOBBY AND RITA COOK	03-03171	Widener/LM
	Trustee Motion to Dismiss or Convert Case filed 10/12 #51		

Snodgrass	WALTER KYLE	02-03268	Widener/SL
	Trustee Motion to Dismiss or Convert case filed 10/12 #63		

Timoney	ROBERT AND SHANNON DALTON	01-04906	Widener/JM
	Trustee Motion to Dismiss or Convert Case filed 10/12, #83		
	<i>Amended Plan #3 filed 11/2 #84 schedules conf 12/21 @1PM</i>		

Timoney ELLIS BURTON AND TRACI LEONARD **BY TCC** 03-02484 Widener/GR
Motion for Leave to Receive and Spend Insurance Proceeds filed 10/4, #61,
cont from 10/19 (#63)
OBJ: filed 10/7 #62 by EMC Mortgage Corp (Sasser)
11/9/05 ABG

Largen STACEY POOLE LEFTWICH 04-03144 Widener/JJ
Amended Plan filed 8/31 #36, 37, *cont from 10/19*

Trustee Motion to Dismiss or Convert Case filed 10/17, #42

Gifford JAMES L. WYATT SR 05-71624 Widener/S
Amended **Chapter 12** Plan filed 7/20; # 24, 25 ,*cont from 9/7, 9/21 & 10/19*
Obj: Citifinancial Mortgage Co (Bierman) filed 7/25; # 26, 27, *cont from 9/7, 9/21, & 10/19* and objection amended on 10/19 #42
Trustee Report and Show Cause filed 8/30 #30, *cont from 9/7, 9/21 & 10/19*

Sutherland ANTHONY AND STACEY MILLER 05-70743 Widener/JJ
(*Converted to ch 13 on 7/12/05*)
Plan filed 9/9 #31 and 33, *cont from 9/21 and 10/19*
Trustee Report and Show cause filed 8/26 #29, *cont from 9/21, and 10/19*